

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF : Roger Dale Hiatt

TITLE : APPARATUS AND METHOD FOR  
EXTRACTING A SAMPLE FROM A STRIP OF  
MATERIAL

SERIAL NO. : 09/944,725

FILING DATE : August 31, 2001

CONFIRMATION NO. : 1704

ATTORNEY DOCKET NO. : 24221-88PCT (OLD)  
24221-88-2 (NEW)



Box Missing Parts  
Commissioner for Patents  
Washington, DC 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION**

Dear Sir:

In response to the Notice to File Missing Parts with a date of mailing of October 24, 2001,  
enclosed are the following items:

- 1) Copy of the Notice to File Missing Parts;
- 2) Copy of a Properly executed Combined Declaration and Power of Attorney;
- 3) Request for 1-Month Extension of Time;
- 4) Submission of Substitute Drawings in Compliance with 37 CFR 1.84;
- 5) Substitute Drawing Sheets 1-5;
- 6) Request to Change Attorney Docket Number;

~~02/01/2002 HDEMESS1 00000067 09944725~~

~~01 FC:215~~

~~55.00 OP~~

~~02/01/2002 HDEMESS1 00000067 09944725~~

~~05 FC:203~~

~~03 FR:505~~

~~10.00 OP~~  
~~65.00 OP~~

- 7) Information Disclosure Statement & Form 1449 (Including Copies of 11 Cited References); and
- 8) Check for \$138.00 to cover the late filing of the Declaration (\$65), the additional claims over 20 (2 claims @ \$9 each = \$18), and the Request for 1-Month Extension of Time (\$55).

The foregoing submission is believed to meet the requirements of the Notice to File Missing Parts. The Commissioner is authorized to charge any additional fees or credit any overpayments to Deposit Account No. 02-2051, identifying our Docket No. 24221-88-2.

Respectfully submitted,

Dated: 1/8/02

By: 

Gregory S. Kolocouris  
Reg. No. 47,714

BENESCH, FRIEDLANDER  
COPLAN & ARONOFF LLP  
2300 BP Tower  
200 Public Square  
Cleveland, OH 44114-2378  
(216) 363-4453

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CERTIFICATE OF MAILING UNDER 37 C.F.R. 1.8\*

I hereby certify that the below-identified papers are being deposited with the United States Postal Service with sufficient postage as "FIRST CLASS MAIL" on January 8, 2002 in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231

Christina R. Correll  
(type or print name of person mailing paper)

*Christina R. Correll*

Signature of person mailing paper

Items enclosed herewith:

- 1) Copy of the Notice to File Missing Parts;
- 2) Copy of a Properly executed Combined Declaration and Power of Attorney;
- 3) Request for 1-Month Extension of Time;
- 4) Submission of Substitute Drawings in Compliance with 37 CFR 1.84;
- 5) Substitute Drawing Sheets 1-5;
- 6) Request to Change Attorney Docket Number;
- 7) Information Disclosure Statement & Form 1449 (Including Copies of 11 Cited References);  
and
- 8) Check for \$138.00 to cover the late filing of the Declaration (\$65), the additional claims over 20 (2 claims @ \$9 each = \$18), and the Request for 1-Month Extension of Time (\$55).



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/944,725	08/31/2001	Roger Dale Hiatt	24221-88PCT

CONFIRMATION NO. 1704

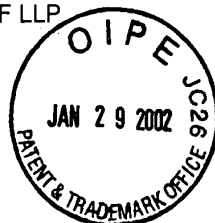
## FORMALITIES LETTER



\*OC000000006962739\*

21130

BENESCH, FRIEDLANDER, COPLAN & ARONOFF LLP  
ATTN: IP DEPARTMENT DOCKET CLERK  
2300 BP TOWER  
200 PUBLIC SQUARE  
CLEVELAND, OH 44114



Date Mailed: 10/24/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- Total additional claim fee(s) for this application is \$9.
  - \$9 for 2 total claims over 20.
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 74.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

02/01/2002 HDEHES1 00000067 09944725

02 FC:203  
03 FC:205

18.00 OP  
65.00 OP





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**SUBMISSION OF SUBSTITUTE DRAWINGS**  
**IN COMPLIANCE WITH 37 CFR 1.84**

Dear Sir:

In response to the Notice to File Missing Parts with a date of mailing of October 24, 2001, enclosed are corrected drawings, Sheets 1-5. The margins have been modified to meet the requirements set forth in 37 CFR 1.84(g).

The foregoing submission is believed to meet the requirements of 37 CFR 1.84. No fee is believed to be due for the submission of these corrected drawings.

Respectfully submitted,

Dated: 1/7/02

By: Gregory S. Kolocouris  
Gregory S. Kolocouris  
Reg. No. 47,714

BENESCH, FRIEDLANDER  
COPLAN & ARONOFF LLP  
2300 BP Tower  
200 Public Square  
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**REQUEST TO CHANGE ATTORNEY DOCKET NUMBER**

Dear Sir:

Applicant's attorney has changed its Attorney Docket Number from 24221-88PCT (old ) to 24221-88-2 (new). Applicant's attorney requests that the Office file reflects this change and that all future communications relating to this file reference this new Attorney Docket Number.

If any fees are required by this communication, please charge the same to our Deposit Account No. 02-2051.

Respectfully submitted,

BENESCH, FRIEDLANDER  
COPLAN & ARONOFF L.L.P.

Gregory S. Kolocouris  
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